

# Wichita Daily Eagle

M. M. MURDOCK, Editor.  
M. M. MURDOCK & CO., Publishers and Proprietors.

All letters pertaining to the business of the printing department, including orders for advertising, should be addressed to the business manager, M. M. Murdock & Co., at the office of the Eagle, No. 100 North Main street, Wichita, Kan.

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THE EAGLE has the largest circulation of any daily paper in Kansas, and is read by 30,000 people on the day of publication. In Kansas, it is read by 10,000 people on the day of publication. In Kansas, it is read by 10,000 people on the day of publication.

PERSONALS.

A. F. Hatfield of Atchita was in town Sunday.

Chief Hogart was in the city Sunday, visiting.

J. A. Hendley of Lawrence is a guest at the Carey.

M. Ducker of St. Louis is in the city on business.

C. Y. Trice of Kansas City is at the Metropole.

D. L. Hood of Andale is registered at the Metropole.

G. N. White of Chicago is stopping at the Metropole.

E. Tiffany and wife of Kingman were in the city yesterday.

J. W. Haughey of Wellington is a guest at the Manhattan.

A. W. Robinson of Kanopolis is in the city doing business.

N. O. Levens, of Dallas, Tex., is in the city on business.

J. W. Mitchell, of Spring Hill, Kan., is at Hotel Carey.

Miss A. E. Pearson of Newton was in the city yesterday.

M. Kingsbaker, of Quincy, Ill., is a guest at Hotel Carey.

George Miller was in from Mulvane yesterday on business.

Dan Conkling of Hutchinson was at the Occidental on Sunday.

A. A. Richards of Wellington, Kan., spent Sunday at the Carey.

S. Dixon, a grain buyer of Argonia, Kan., was in town yesterday.

James Winters, of Cheney, came in last night and is stopping at the Carey.

Paul Dolle of Chicago came in last night and is stopping at the Carey.

W. E. Maxon of Parcell, I. T., was doing business in Wichita yesterday.

Deputy United States Marshal L. De Best of Topeka Sunday in Wichita.

D. B. Reese, the traveling passenger agent of the Union Pacific, is in town.

Walter Graham was in the city yesterday for a short time. He is from Arkansas City.

E. C. Dotson and D. K. Calver of Newton spent yesterday in the Peerless Princess.

Laura A. Smith of Santa Anna, Cal., is in town. She is stopping at the Occidental.

Kate Claxton's company is stopping at the Manhattan. They spent Sunday in the city.

W. A. Liscom of the Kansas Newspaper Union of Topeka spent Sunday at the Manhattan hotel.

J. J. Farland and G. Hines, of Kiowa, were in town Sunday, spending the day in seeing the sights.

William Horn and wife of Coldwater were in the city last night taking in the Claxton entertainment.

The common pleas court is wrestling with some whisky cases.

Rev. J. W. Tull was over from Kingman yesterday on a friendly visit.

The cues of the State vs. Bybee will come up for hearing this morning.

The amateur actors met last night at the residence of Dr. Farly for rehearsal.

The new fence around the court house is being treated to a fresh coat of dark paint.

Miss Annie Vincent has entered Waterbury's school to take a course in shorthand.

A little daughter, Vivian, of W. A. Caldwell, is sick at her home on Wabash avenue.

Attorneys are notified that the civil docket in the district court will be re-assigned today.

Charles J. Dougherty and Miss Louise E. Brown, both of this city, were licensed to wed yesterday.

The tax rolls of the county were turned over by the county clerk to the county treasurer yesterday.

J. W. Pickens, the well-known representative of the Everett Piano company, of Chicago, is in town.

Conductor Brook of the Santa Fe, whose hand was broken a few days ago, is getting along nicely.

The Misses Hilder entertained last evening in honor of their brother Grant of Tacoma, Washington.

The ministers held a very interesting meeting of their association at the Y. M. C. A. building yesterday.

Miss Florence McCoy has accepted a position as stenographer and typewriter in Mr. Carter's book agency.

Some burglars operated in the city last night and the police, at last accounts, were hot on their trail.

A handsome little water spaniel was run over by a hack on East Douglas yesterday afternoon and was instantly killed.

A little daughter of Mr. L. Steinboeckel has been quite ill at her home on Indiana avenue, but is not slowly improving.

## JUDGE WALL AT HOME.

He Thinks the Law Will Never Reach the Slave of New Woods.

T. B. Wall Esq., of this city, who was special judge, appointed to try Brennan, the slayer of Col. Sam Wood, returned Sunday night from Hugoton, where he held a special term of the district court of that county and district. An Eagle reporter called on the gentleman yesterday to hear the story of the case from Judge Wall's own lips. The judge said: "I went to Hugoton and opened court last Wednesday. Everything was in regular form and all sides were represented. All the voters of Stevens county were called to act as jurors and examined as to their qualifications, but only ten men could be found who were competent to try the case, even if the attorneys on both sides waived their right to challenge them, which they are allowed to do under the law. Twelve qualified men not having been found the question then came up as to what order the court should make in the case. The statutes of the state contain several provisions for a change of venue upon application of the defense, but the defense did not make any application. Section 173 of the general statutes provides, however, that when it shall come within the knowledge of a court or judge that facts exist which would entitle a defendant to a removal of any criminal cause the judge or court may make an order for such removal without any application by the party for that purpose. The above provision would apparently justify the court in making an order changing the venue to another county. Section 173 of the general statutes makes certain provisions for the removal of a criminal cause to the district court of some county of a different district for certain reasons owing to the qualification of the jury of the district as, for instance, when the offense charged is alleged to have been committed against the person or property of the judge or some person near of kin to him, or when the judge is in anywise interested or prejudiced. These provisions like the former would apparently warrant a change of venue to another district.

A showing was made with reference to this question of law by Attorney General Ives and thus the matter was fairly presented to the court. The court examined the constitution of the state and section 10 of the bill of rights says that a person accused of crime shall have a speedy and impartial trial by an impartial jury of the county or district in which the offense was committed. The case of the state vs. Knapp, reported in Kansas reports No. 40, beginning on page 140, is almost a parallel to the present case. In that case the defendant was charged with a murder alleged to have been committed in Wichita county. The state demanded a change of venue to another district, for the reason that the judge of the district had been the attorney for the defendant. The change was granted to Barton county, in another district.

The supreme court held in that case that a change of venue could not be granted except upon the application of the defendant. Both the state and the defense agreed that the constitution provided that a trial should have a speedy and impartial trial in the county or district in which the offense was committed, and that all of the provisions of the statutes in conflict with the constitutional provisions were void. In view of all these authorities I denied the application for a change of venue, and upon giving my reasons to both the state and the defense, the assistant counsel for the state conceded that the denial was right and proper.

"What will be the ultimate outcome of the case?"

"Brennan, doubtless, will soon be set free. The legislature cannot even pass a law that would meet the conditions of things either in the county. He is entitled to a trial by twelve of his peers, who are otherwise qualified to act. The condition of the law upon this subject or rather the want of law to meet a case with like conditions is such that it is impossible to give him such a trial as the law contemplates, but if he is set at liberty he may be tried at any time in the future. He is entitled to a trial before the end of the second term of court after the information is filed he shall be discharged, unless the delay happened upon his application; hence it is only a question of a short time till Brennan must be released. He is now in the Hutchinson jail."

THE CHEROKEE INVESTMENT CO.

The Chicago News has the following to say of the Cherokee Colony and Townsite company, which has been mentioned in the Eagle recently:

"G. W. Dowdell of the Cherokee Colony and Townsite company, who, from the dispatches, was supposed to be languishing in duress, is at Fort L. P. Smith, arrived in Chicago yesterday. Mr. Dowdell, in a letter to the Chicago News, denies the truth of the dispatches relating to his arrest and protests against the published accounts of the company in which he is interested.

"I was in the Indian Territory on private business," said he, "my errand being to see my friends at the townsite company's business. While at Fort L. P. Smith, I called on Capt. Woodson, who is said to have arrested me, and asked him for permission to see my friends. He refused my request to see them, and that is all there is to the story of my arrest."

"As for the Cherokee Colony and Townsite company, we are doing a perfectly legitimate business in organizing a colony, and our methods will bear the closest scrutiny. We are perfectly willing at any time to have our affairs thoroughly investigated. The directors of the company are all men of high standing and above reproach, and if there is any person interested in this company who is dissatisfied with his investment his money will be returned to him."

Several Wichita speculators are interested in the above company and doubtless they will be glad to hear what Mr. Dowdell has to say.

THE FIRST M. E. CHURCH REVIVAL.

Notwithstanding the inclement weather of Sunday, the revival at the First M. E. church opened up under favorable auspices, and with good omens of success, under the leadership of Evangelist B. E. Shawhan, assisted by Mr. Slaver, the singer.

Owing to the rain storm on Sunday evening, the audience was not very large, but last night the spacious church was nearly filled, and an unusual interest was manifested for such an early stage in the meeting. The session began with a half-hour song service, led by Mr. Slaver, during which prayers were offered by Rev. Harry N. Shawhan, Archer and one or two others. After a delightful and affecting solo by Mr. Slaver, Mr. Shawhan preached with his usual enthusiasm and telling effect. The meeting closed with a brief session of dedicatory prayer, wherein nearly the entire audience dedicated themselves to the Lord, and pledging to make a special effort for the meeting of their meetings and the salvation of souls. A meeting will be held each evening during the week and on Wednesday, Thursday and Friday afterwards.

Sheriff Thompson of Scott City, was in town yesterday on official business.

## MAHARR.

On the 8th, by Rev. J. W. Lowe, at the residence of the bride's parents on the West Side, Mr. Charles P. Poonish, of Cheney, this county, to Miss Hattie A. Francis.

## THE WEST SIDE REVIVAL.

Six candidates for baptism received the ordinance in the baptistry at the Emporia Avenue Baptist church at 8:30 o'clock Sunday afternoon, at the hands of Rev. J. J. Sheppard, pastor of the West Side Baptist church. The candidates were converts secured in the revival meetings in progress at the latter church. Up to Saturday night there had been twenty accessions to the church. The meetings will continue through this week, the hours being 3 and 7:30 p. m., as heretofore.

## CERTIFICATES ISSUED.

County Commissioners Van Ness and Randall met yesterday and after waiting in vain for several hours for Commissioner Hayden, declared the following officers duly elected and issued to them their certificates: C. Reed, judge; I. T. Ault, sheriff; John Doran, treasurer, long term; T. B. Cartwright, treasurer, short term; M. A. Carver, clerk; S. L. Barrett, register; T. A. Bailey, surveyor, M. W. McAllister, coroner, and John M. Allen, commissioner.

## SCOTTISH RITE MASONRY.

A lively interest is manifested in the A. and A. Scottish Rite Freemasonry at their cathedral since their last reunion. The officers and their staff have been provided with a full equipment of fine paraphernalia, and are now prepared to render the beautiful and instructive ritual and lectures in full dramatic style. The Rose Croix work in the fifteenth degree, will be conferred in full form on a large class, on next Wednesday evening.

George L. Ross, as King Cyrus of Persia, will preside, assisted by Messrs. Jones and Blackley. After the ceremonies, the knights will partake of a banquet, prepared for the occasion.

## OF BOTH PROFIT AND PLEASURE.

Mrs. Belle Howard, a graduate of the State Normal school during Professor Hoss' presidency, a lady of fine culture and dramatic powers, is giving evening entertainments assisted by her daughter, May Belle, who is a delightful musician and violin specialist. The commendations being received by them from the press and from professionals are exceedingly flattering. May Belle's winning graces and artistic skill add greatly to the value and charm of her mother's representations, the two combined insuring an evening of not only pleasure but profit. They represent in their travels the Western Oratorio and Musical.

## A LITTLE WICHITA BOY DEAD.

On Wednesday last the 15-year-old son of L. W. Dittman was taken ill while at school and although he did not appear to be seriously sick, he died suddenly at 5:30 yesterday morning. In the afternoon Mrs. Fowler and Pinkerton made a post-mortem examination at the residence of the deceased and found that death was caused by typhoid. The examination revealed the presence in the vermiform appendix of a concretion of stone about the size of the little finger and half an inch in length. There were also two smaller stones which had ulcerated through, producing collapse—Salt Lake Herald.

The little boy will be remembered by many of his former schoolmates in this city. The friends of Mr. and Mrs. Dittman will sympathize with them in their sorrow.

## ELIST BAPTIST CHURCH REVIVAL.

The revival meetings conducted by Dr. Kennard are growing in interest and power. A large congregation gathered Sunday morning in the Y. M. C. A. auditorium to which Dr. Kennard preached a great sermon. It was full of power and pathos and mightily moved the hearts of the people.

In the Sunday school service following the sermon there was much interest manifested. Some ten or twelve rose for prayers.

Last night the services were exceedingly interesting. The large choir rendered most excellent music. The beautiful solo sung by Mrs. Swartz had a charming effect upon the audience. Mrs. Swartz is a beautiful solo singer, possessing a voice remarkable for its sweetness. She will sing during the meetings.

There will be services today at 3 p. m. and 7:30 in the evening. Mrs. Babb will sing a solo at the evening services.

## RESOLUTIONS.

At a regular meeting of Wichita Lodge No. 22, A. O. U. W., held Monday evening, Nov. 2, 1891, the following preamble and resolution was presented and adopted by a rising vote:

Whereas, The Great Father of us all has deemed it right and just to call to his presence the beloved daughter of our highly esteemed Brother and Sister A. C. Goodin; therefore, be it

Resolved, That the members of Wichita Lodge No. 22, A. O. U. W., hereby extend to Brother and Sister Goodin our sincere condolences in their bereavement. We commend them to Him who alone can give them any solace in their overwhelming grief.

Resolved, In the death of the little one, Hazel Goodin, Brother and Sister A. C. Goodin have lost one of their jewels, and the pain of the loss, as members of the Degree of Honor, do most keenly feel; therefore:

Resolved, That we, as members of Queen City Lodge No. 20, Degree of Honor, tender our heartfelt sympathy to the bereaved and humbly ask the Almighty Father of us all to give them his support and comfort in the belief that they may one day meet their darling in the bright beyond.

By order of committee.

## LOOK AHEAD.

The South Emporia Avenue M. E. church which enjoyed such a successful revival during the months of October, after a rest of a few weeks, is looking forward for some good things during the month of December. An engagement has been made with the noted Rev. Sam Jones, of Georgia, for a lecture to be delivered here on Wednesday evening, Dec. 16, for the benefit of that church, which will afford a great literary treat for the people of Wichita, and it is hoped will be a bonanza, financially, for the church.

On Friday evening, Dec. 18, begins at this church a Pentecostal meeting of two days' duration, to be conducted by the great evangelist, Rev. Joseph H. Smith, of Indianapolis, Ind., who was so popular at the Riverside camp meeting here last summer, and proved himself to be one of the greatest preachers that ever came into this state. The pastor and official board of the church have extended a cordial invitation to the Methodist preachers of the surrounding country to come in and participate and help in this great meeting, on which occasion the homes of the church members will be opened for the entertainment of their guests.

An 8-year-old daughter of A. E. Drexel, of South Emporia avenue, met with a serious accident yesterday. She was running across the room with a pair of scissors in her hand when, stumbling, she fell, and in doing so ran one of the scissors blades across her throat, cutting it between the bones of the third and fourth fingers, severing at the same time one of the cords.

## MAGGIE PALMER IN JAIL.

The silk worm girl, Miss Maggie Palmer, is "in it" at Topeka—that is she is in the cooler, for after two days' telegraphing she failed to find a friend who would go bail for her. The eggs which she had been selling were analyzed and found to be nothing more than less than mustard seed. Maggie, while here, got religion and tried to be admitted, by conversion, into the Catholic church. When the time came to be admitted Father Tihen investigated her character and her claims to become a Catholic, but found that the church could get along splendidly without her and refused her admission or rather baptism. Recent events in general, and the mustard seed scheme in particular, demonstrates the wisdom of the priest in refusing her into fellowship with the church.

## MERCHANTS MEETING.

This evening the Merchants Protective Association will meet in annual session at 137 North Market street. Every member of the association is requested to be present, as business of importance will come up before the meeting.

## COUNCIL PROCEEDINGS.

The council met in regular session last night. Mayor Carter was in the chair. All the councilmen were present except Mr. Buckridge, who is out of town.

The minutes of the last regular and special meeting were read, and upon motion, approved as read.

The first business taken up was the "blinker question," and it was disposed of by accepting the proposition of Mr. Gold to move 100 lights from the suburbs and relocate them in the city wherever the councilmen from the various wards desired them to be located.

Bids for the furniture for the new city building were opened and the contract awarded to the Ferguson Metallic Manufacturing company, of New York, the consideration being over \$900. Hall & O'Donnell, of Topeka, submitted the other bid, which was about \$1100.

The report of the committee to examine the cells made by the Stewart Iron works was read and approved. It was an acceptance of the work and an order to be drawn on the treasurer in favor of Stewart Bros. for amounting to \$1000.

Leave of absence was asked for Fred Schattner, city clerk, to leave the city for twelve days, and it was granted. Mr. Glaze asked that Mr. Schattner be allowed to leave, and then everybody laughed heartily, for it was found that Mr. Schattner had already left.

A petition was read from Hanna Morrison asking for the sum of \$1000 for damages received by a defective sidewalk, and on motion the petition was referred to the judiciary committee and city attorney.

A petition for a board sidewalk, the usual width, on the east side of Cleveland avenue between Second and Third streets was read and upon motion it was referred to the councilmen from the Third ward.

A petition for a board sidewalk on the west side of Mathewson avenue between Second and Third street was presented and referred to the proper committee.

A petition was received from the Wells Fargo Express company asking permission to build a wooden building on Fifth avenue, between the new freight depot and the Union depot, was read and referred to the fire committee and fire marshal with power to set.

An ordinance imposing a license on meat peddlers was read and discussed. Councilman Tucker opposed the ordinance, on the ground that it would destroy a legitimate competition and make meat high to the poor man, but upon motion the ordinance was passed all voting in favor of it but Tucker, Martin and McKee.

An ordinance making appropriations for city building purposes was read and approved and also an ordinance asking an appropriation for general purposes.

The engineer submitted plans for an extension of the sewer system, after which the council adjourned.

Mr. Frank Snyder of Wellington, Kan., was in town yesterday doing business. He is a druggist in his town and well known here.

General James Buchanan is in Indianapolis, his old home, attending the big Alliance convention there. He will return in a week or so.

The officers of the Woman's Relief Corps are requested to meet this afternoon at 2:30 at the residence of Mrs. Muer, on South Laura avenue.

I. U. Dear found a pocket book yesterday morning as he was coming to the city from his farm. The owner can have it by proving ownership.

Horse dealers report a demand on this market for good heavy mules, which are now commanding a good price in this section of the country.

William Caswell leaves this morning for Ellsworth where he has secured the contract of putting the cornice in the new court house of that county.

Miss Ella Heller entertained a number of her friends last evening at her handsome home on North Topeka avenue. An enjoyable evening is reported.

The third anniversary of Improved Order of Redmen will be celebrated by a grand ball on Nov. 16, in the Peerless hall. All are cordially invited to attend.

The Gilbert plow works is becoming a great resort for tramps and the police are going to make a visit there one of these fine nights and make a wholesale arrest.

Thomas J. Garland, the fresh meat prince of Kiowa, was in the city yesterday and brought some very encouraging reports from the "Lilly of the Medicine Valley."

Miss Annie Nordmark, the courtneys and accommodating night operator at the telephone office was taken suddenly ill yesterday, but fortunately her illness is not serious.

A number of Indians passed south last evening, returning to Anadarko, I. T., from Lawrence, where they had been visiting children who are in the Haskell training school.

The amount of money ordered paid by the council last night, for general purposes, salaries, etc., was over \$7,000, all of which will be in circulation before the sun goes down this evening.

Passengers on the Missouri Pacific train who arrived in the city last night reported a big prize fire won of Dodge City. No lives were reported lost, but a good deal of property was burned up.

Sam Canconan of Crawford county was in the city yesterday visiting his sister, Mrs. Meyer of North Wichita street, who had not seen for seventeen years, notwithstanding the fact that he has lived within 100 miles of her for the past twelve years. The meeting was a happy one.

## AMUSEMENTS.

Kate Claxton and company presented the "Two Orphans" at the Crawford Grand last evening to a large and appreciative audience. The piece was well staged and the company gave excellent support. The engagement was for one night only.

## MISS NEALLY STEVENS' CONCERT.

"We bespeak for Miss Stevens a large audience at the Central Christian church on next Thursday night. Do not fail to attend if you love music. The Denver Tribune says of her:

"The power of Miss Stevens' touch is wonderful, her execution superbly brilliant, and her artistic conception of the master's ideas highly studied. Miss Stevens has won Denver. No one present last evening but will sing her praises today."

Tickets on sale at S. G. Winick's.

A limited number of season tickets for the Redpath Lyceum course is on sale at Hyde & Humble's. Concerning reserved seats see advertisement. The Redpath Star Concert company opens the brilliant course Friday night at the Crawford opera house. Professor French, whom all artists and teachers in the city will want to hear, gives an illustrated lecture immediately after the holidays. The other entertainments will be concerts by the Arie Ladies Quartette of Boston, assisted by Thomas, the imitator humorist, and Remenyi, the world's violinist, assisted by Fessenden, the tenor of the Boston Lieder, and other artists. Course ticket holders will be favored, in the choice of seats—the best in the house only 75 cents each on the average. Here is a luxury all can afford.

## GILMORE'S ATTRACTIVE ARTISTS.

P. J. Gilmore has secured one of the most pleasing musical attractions of the day for his coming tour by engaging the Misses Emma and Emilie Echneloch. Their debut last summer at Chickering hall, New York, was such a remarkable success that Gilmore lost no time in securing them for his jubilee performances at Manhattan Beach. They are daughters of a German musician and have studied under the foremost teachers of Europe, as well as the great improviser, Max Maretzky. These young artists with the celebrated French tenor Clodio and Mr. O'Mahoney, basso, will divide the interest with the incomparable playing of the band at Gilmore's coming concerts, which are to be given in the Grand opera house on Sunday afternoon and evening, Nov. 13, and which for attractiveness and delightful variety will surpass any that even Gilmore has given here before. Seats on sale at the box office Wednesday, Nov. 11 at 9 a. m.

## LOST IN LONDON.

Newton Beers' "Lost in London" company will give a matinee at the Ninth Street theater this afternoon. Mr. Beers' impersonation of the swart king, Job Armooy, is a masterpiece of work in all sections of this country. This play was originally produced in London, England, some years ago. Henry Neville, the noted actor recently imported to Boston to play the leading role in the vast production of the "Soudan," then immediately lifted it into popularity. Mr. Beers is the only American actor having the peculiar talents to follow in Mr. Neville's footsteps and make a success in "Lost in London."

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Rev. Archer of Valley Center is serving on the jury in the common pleas court. He is probably the first minister of the church in the regular service who has ever served in a jury in this country.

W. H. Dewey, one of the most popular summer resort hotel keepers, who runs the Harbor Point hotel in Michigan, has returned to the city for the winter. His family have been here for some time.

The case of the state against Nellie Spur, who is charged with embezzlement, was concluded in Justice Tucker's court yesterday afternoon and the defendant was bound over to the district court.

Mrs. E. Oxman, mother of Mrs. R. J. Hunt, left for Chicago over the Rock island yesterday morning. Mrs. Oxman has been visiting here for some time and made many friends who regret her departure much. She will make her home in Chicago.

The officers here received word last night that a brace of horse thieves who stole two fine horses from Stobreville township in Harper county Sunday night were heading for this place and to be on the lookout for them.

A small fruit stand on East Douglas avenue caught fire